

HOUSE BILL 937
By Towns

AN ACT to amend Tennessee Code Annotated, Title 13, Chapter 7, Part 2, relative to municipal zoning.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 13, Chapter 7, Part 2, is amended by adding the following language as a new, appropriately designated section:

§13-7-212. Notwithstanding any provision of law to the contrary, in any home-rule municipality located within any county having a charter form of government, any business which may be characterized as a nuisance due to its unhealthy and deleterious effect upon the neighborhood may not locate within such neighborhood if a petition, signed by at least twenty percent (20%) of the people residing within the immediate area of the proposed site of such business, is filed with the board of zoning for such municipality. Businesses which may be characterized as nuisances shall include, but not be limited to, motor fuel service areas which predominately serve freight motor vehicles, adult-oriented businesses, and motels having fewer than one hundred fifty (150) rooms to let.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.